

REGULAR MEETING of the Burrillville Town Council held Wednesday, August 11, 2010 at 7:00 P.M. in the Town Building, 105 Harrisville Main St., Harrisville, for and within the Town of Burrillville.

PRESENT: Council President Nancy F. Binns, Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

MEMBERS ABSENT: None

1. Council President Nancy F. Binns led those present in pledging allegiance to the flag.

VOTED to move item 10-185.

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

10-185 VOTED to open proclamation honoring the 2010 Burrillville All Star Softball Team.

Motion by Councilor Wallace F. Lees. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor of the motion

were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

Councilor Margaret L. Dudley congratulated the 2010 Burrillville All Star Softball Team, expressing the pride of the community in their achievement. Certificates of recognition were presented to Sophia Celani, Liz Colburn, Marissa Ferendez, Mikayla Ferendez, Andi Griffin, Alex Leclair, Alyssa Lemiere, Taylor Maurath, Megan Mockler, Shannon Murphy, Ashley Stear, Cassidy Tedeschi, Coach Courtney Lacey, and Assistant Coaches Deb Kreig and Bob Mockler.

2. Public Comment

Nancy Angell, Hill Road, Pascoag noted the passing of Pauline Rabideau, commenting that the Town had lost a treasure. Council President Nancy F. Binns extended the condolences of the Town Council to Mrs. Rabideau's family.

3. General Good and Welfare of the Town of Burrillville

Councilor Norman C. Mainville recognized Mapleville resident Stu Pearson of the Harmony Fire Department on winning the 2010 Fire News Outstanding Leadership Award, and said that photographs from the event would be posted to the town website.

Councilor Norman C. Mainville commented on the efforts of the staff in the Assessor's office, who worked with a resident relative to disability exemptions. Councilor Mainville commended staff for their extraordinary efforts with residents.

Councilor Margaret L. Dudley announced a free concert by the Harmony Heritage Women's Barbershop Chorus sponsored by the Friends of the Library on Saturday, August 21, 2010 at 6:30 P.M. at the library.

Each attendee will receive a coupon for 50 cents off ice cream at the Waterfall Cafe.

Councilor Margaret L. Dudley announced that the Friends of the Library are conducting a puzzle drive to benefit residents of Ashton Court, Bradford Court and Stillwater Heights. New or gently used puzzles can be dropped off at the library.

Councilor Kevin D. Heitke promoted the town website and announced a blood drive scheduled for August 24, 2010. The drive is co-sponsored by Pascoag Fire and Community, Pascoag Cub Scout Pack 1 and Pascoag Boy Scout Troop 1, with a goal of collecting 100 pints of blood at Pascoag Hose #1 between 1:00 and 8:00 P.M.

4. Petitions:

10-184 VOTED to open consideration and action on the petition from

Verizon New England Inc. and Narragansett Electric Company to place two new joint poles (P.7 & 7-1); locations on Colwell Road as shown on plan.

Motion by Councilor Wallace F. Lees. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

MOTION to grant, with no cost to the Town of Burrillville.

Motion by Councilor Wallace F. Lees. Seconded by Councilor John M. Karmozyn, Jr.

AMENDED MOTION: to grant, with the stipulation that if poles have to be moved, they would be moved at Verizon and Narragansett Electric's expense.

Amended Motion by Councilor Margaret L. Dudley. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

5. Special Business:

10-185 Proclamation honoring the 2010 Burrillville All Star Softball Team.

Note: Item 10-185 was addressed earlier on the agenda.

10-186 VOTED to grant a special event victualing house license and a one-day liquor license to Oakland Mapleville Fire Department for the Firemen's Muster and Field Day to be held on September 5, 2010 on property owned by the Oakland Mapleville Fire Department (Map 179/Lot 125).

Motion by Councilor Wallace F. Lees. Seconded by Councilor Norman C. Mainville. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

10-187 Application for a one day liquor license to Aaron Bosworth to apply at the Episcopal Conference Center, 872 Reservoir Road, Pascoag on property owned by the Diocese of Rhode Island.

VOTED to grant a Class F liquor license for beer and wine only for the wedding of Sarah Buonaccorsi and Aaron Bosworth at the Episcopal Conference Center, 872 Reservoir Road on property owned by the Diocese of Rhode Island, with the following provisions: that any person serving alcohol have certification from a recognized alcohol

server training program; that a copy of the certification be submitted to the office of the Town Clerk prior to issuance; and that the server will not serve alcoholic beverages for more than a five (5) hour period for the event.

Motion by Councilor Norman C. Mainville. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

10-188 VOTED to grant an annual Hawkers & Peddlers License to Alejandro Arteaga d/b/a Palagis Ice Cream to apply throughout the Town of Burrillville, subject to meeting all legal requirements

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

6. Public Hearings: None

7. Unfinished Business:

10-006 VOTED to open the correspondence from Michael C. Wood,

Town Manager and Kevin Bliss, Owner, Crystal Lake Golf Course, regarding the agreement extending tax stabilization granted at the July 14, 2010 meeting of the Burrillville Town Council.

Motion by Councilor Wallace F. Lees. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

Discussion: Michael C. Wood, Town Manager, reviewed the July 14, 2010 vote related to a tax stabilization agreement between the Town of Burrillville and Crystal Lake Golf Course. Mr. Wood reported that the Town Solicitor, Finance Director and he had prepared the agreement in accordance with their understanding of the Town Council's intent but that Kevin Bliss, owner of Crystal Lake Golf Course, disagreed with the details. Mr. Bliss returned to the Town Council for clarification of the vote.

There was discussion of proposals that had been reviewed and the details that were in dispute.

The Town Council reviewed Sec. 25-42 of the town ordinances, which authorizes the town council to grant tax stabilization for commercial property. The Town Council discussed whether the July 14, 2010 vote met the requirements of the ordinance.

There was discussion of whether granting of the stabilization of taxes will inure to the benefit of the town as required by Sec. 25-42(g)(1). Mr. Bliss testified that he might pave his parking lot, would increase the number of employees if business improves, and might consider adding mini golf at the driving range.

There was further discussion of the July 14, 2010 vote related to a stabilization of taxes.

Councilor Kevin D. Heitke suggested that he did not believe there was sufficient testimony to comport with the tax stabilization ordinance.

VOTED to rescind the earlier motion that we granted last month regarding the agreement extending the tax stabilization for three years.

Motion by Councilor Kevin D. Heitke. Seconded by Councilor Wallace F. Lees.

Discussion: Timothy F. Kane, Town Solicitor, reviewed the provisions of Sec. 25-42(g)(1) of the ordinances of the Town of Burrillville, which reads:

(g) Findings by the town council.

(1) Prior to granting an exemption or a stabilization of taxes, the

town council shall determine that:

- a. Granting of the exemption or stabilization of taxes will inure to the benefit of the town by reason of: (i) the willingness of the manufacturing or commercial firm concern to locate in the town; or (ii) the willingness of a manufacturing or commercial firm or concern to expand facilities with an increase in employment; or**
- b. Granting of the exemption or stabilization of taxes will inure to the benefit of the town by reason of the willingness of a manufacturing or commercial firm or concern to replace, reconstruct, expand, or remodel existing buildings, facilities, fixtures, machinery, or equipment with modern buildings, facilities, fixtures, machinery or equipment resulting in an increase in plant or commercial building investment by the firm or concern in the town.**

Mr. Kane said that if there is no evidence of commitment by the owner to meet the requirements of the ordinance, and if the Town Council could not make the necessary findings, then the Town Council would have a legal basis to rescind the July 14, 2010 vote if they saw fit.

The motion carried, five in favor, two abstentions. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville. Councilors Robert A. Bishop and Margaret L. Dudley abstained.

8. New Business:

10-189 VOTED to open the Downtown Pascoag Master Plan dated August 4, 2010.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

Discussion: Michael C. Wood, Town Manager, commented on the capital plan authorization for reconstruction in the Downtown Pascoag area. Mr. Wood said that the WellOne request for handicap parking led to preparation of the plan for the Town Council's consideration. Mr. Wood indicated that the Ordinance Subcommittee and the Burrillville Redevelopment Agency support the plan. Mr. Wood asked the Town Council to consider and adopt the plan if they approved of it. Mr. Wood reported that the State Department of Transportation had agreed to advance the schedule for construction in that part of Pascoag.

There was discussion of the space reserved for RIPTA parking and the Town Council's ability to add a parking space in front of the bus parking in the future if they chose to do so.

VOTED to approve the Downtown Pascoag Master Plan.

Motion by Councilor Norman C. Mainville. Seconded by Councilor Wallace F. Lees The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

Note: A copy of the master plan is on file with the record of the meeting.

10-190 First Reading: An ordinance amending Chapter 26 entitled Traffic and Vehicles by adding Sec. 26-39. Handicap parking zone; to be scheduled for public hearing.

VOTED to hold the public hearing at the first meeting in September, which would be September 8th.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

10-191 First Reading: An ordinance amending Chapter 4 entitled Animals by amending Sec. 4-4. Penalty and Sec. 4-71. Impoundment fees; to be scheduled for public hearing.

VOTED to set a public hearing at the call of the Chair.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

10-192 First Reading: An ordinance amending Chapter 26 entitled Traffic and Vehicles by adding Sec. 26-32(b) Tow-away zones; to be scheduled for public hearing.

VOTED to set a public hearing at the call of the Chair.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

10-193 First Reading: An ordinance amending Chapter 26 entitled Traffic and Vehicles by adding Sec. 26-4. Use of Recreational and Other Vehicles on Public and Private Property; to be scheduled for public hearing.

VOTED to set a public hearing at the call of the Chair.

Motion by Councilor John M. Karmozyn, Jr. Seconded by Councilor John Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

10-194 Correspondence from Nancy F. Binns, Town Council President, regarding the request of James H. Moran that the Town Council consider and act on the proposal to assess fees for testing job applicants.

MOTION to adopt fee schedule for job applicants with the provision that we don't waive fees for anyone.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Kevin D. Heitke.

Discussion: There was discussion of waiving fees for employees, the high number of applicants, the cost of testing, and testing fees assessed by other communities. There was discussion of limiting the fee to the actual cost and the best way to implement the program.

AMENDED MOTION to allow the personnel board to establish testing fees; to allow the exclusion of fees for town employees but no other

provision for waiver of fees; and the fees would be based on the cost of the test.

Amended Motion by Councilor Margaret L. Dudley. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

10-195 Correspondence from James H. Moran, Chairman, Burrillville Personnel Board, regarding the Board's recommendation to add the position of Assistant Library Director to the Classification Plan.

VOTED to add the Assistant Library Director to the Classification Plan.

Motion by Councilor Wallace F. Lees. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

10-196 VOTED to receive and file the notice from the Department of Environmental Management regarding Application No. 09-0011 requesting permission to alter a freshwater wetland at a location approximately 120' north of Wallum Lake Road; approximately 300'

northeast of the intersection of Eagle Peak and Wallum Lake Roads on Assessor's Plat 155, Lot 36.

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

10-197 VOTED to open the correspondence from Councilor Kevin D. Heitke regarding the relocation of 38 Studios.

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

Discussion: Councilor Kevin D. Heitke commented on former Red Sox pitcher Curt Schilling and his proposal to move his Massachusetts-based game company 38 Studios to Rhode Island. Councilor Heitke indicated that the Town Planner had attempted to contact 38 Studios and recommended a Town Council resolution inviting the company to consider Commerce Park in Burrillville as the company's Rhode Island location.

VOTED to give the authority to our manager, working with the planning department and the Industrial Foundation, to send a letter of intent, and the Council President, to be signed by her as well, indicating our interest and our invitation to come look at Burrillville and the different options that we have here, to relocate his facility in our Town.

Motion by Councilor Kevin D. Heitke. Seconded by Councilor Norman C. Mainville. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

10-198 VOTED to refer to the Screening Subcommittee the application from Daniel P. Joubert, Sr. for appointment to various boards and commissions.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Norman C. Mainville. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

10-199 VOTED to open the correspondence from Michael C. Wood, Town Manager, regarding the acquisition of staff vehicles.

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

Discussion: Michael C. Wood, Town Manager, reviewed the 2009 Town Council authorization to purchase a vehicle for the Recreation Department. Mr. Wood indicated that the Building/Zoning Department also requires a vehicle. Mr. Wood said that used vehicles had been sought but no bids submitted. Mr. Wood asked that the Town Council confirm the earlier vote and to authorize the purchase of a vehicle for the Building Official.

There was discussion of the appropriate type of vehicle and the use the vehicles realize. Mark Brizard, a member of the Budget Board, reported on the Board's research into providing staff vehicles and supported the proposal. Funding the Recreation Department vehicle from the Burrillville Extended Care and Spring Lake Beach funds was reviewed.

VOTED to purchase two (2) Ford Escape XLT vehicles from MHQ for an amount not to exceed \$21,000 each and to rescind the Council's vote of May 27, 2009. The funding sources for the Parks and Recreation vehicle will be 50% from the Extended Care investment account and 50% from the Spring Lake revolving account. Both are

self-supporting funds. The funding source for the Building Official's vehicle is the major capital account (OSP funds).

Motion by Councilor Norman C. Mainville. Seconded by Councilor Wallace F. Lees.

AMENDMENT TO THE MOTION to change the source (for the Building Official's vehicle) to budgeted capital improvement.

Amendment by Norman C. Mainville. Seconded by Councilor Wallace F. Lees. The vote on the motion, as amended, carried six in favor, one opposed. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville. Councilor Robert A. Bishop voted in opposition.

9. Town Clerk/Communication:

10-200 VOTED to receive and file copies of Rhode Island Public Laws 2010, Chapter 196, relating to taxation – property, Chapter 284, relating to taxation – property subject to taxation, Chapter 283, relating to tax exemptions for the elderly in Burrillville, Chapter 223, relating to taxation – property; Chapter 260, relating to tax exemptions for the elderly in Burrillville.

Motion by Councilor Norman C. Mainville. Seconded by Councilor

John M. Karmozyn, Jr. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

Note: The public laws included in #10-200 covered legislation introduced at the Burrillville Town Council's request.

10-201 VOTED to receive and file correspondence from Jill E. Anderson, Executive Director, Senior Services, Inc., regarding the FY2011 budget.

Motion by Councilor Wallace F. Lees. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

10-202 VOTED to receive and file the correspondence from the Rhode Island Department of Transportation regarding the authorization to advertise for construction – Roadway Investment-Local Equity Aid Program.

Motion by Councilor Norman C. Mainville. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors

Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

10-203 VOTED to support a Narragansett Town Council resolution that requests the suspension of the current catch share/sector management in the Northeast.

Motion by Councilor Norman C. Mainville. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

10-204 VOTED to receive and file the correspondence from the Rhode Island Economic Development corporation and the Secretary of State's First Stop Business Information Center regarding the 2010 We Mean Business Expo.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

10-205 VOTED to receive and file the correspondence of John P. Mainville, Finance Director, regarding the RICWA - \$2.16 Million WWT

Bond.

Motion by Councilor John M. Karmozyn, Jr. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

10. Reports #1 – 24 to be received as presented.

1. Town Treasurer: No report

2. Burrillville Sewer Commission: Report of June 2010; meeting of June 10, 2010

3. Tax Collector: No report

4. Department of Public Works: Reports of June & July 2010

5. Chief of Police: Report of June 2010

6. Office of Building Official: Report of June 2010

7. Animal Control Officer: Report of June 2010

8. Burrillville Housing Authority: Meeting of June 9, 2010

9. Planning Board/Town Planner: Meetings of May 3 and July 12, 2010

10. Zoning Board of Review: No report

11. Parks and Recreation Department: No report

12. Information Systems Department: Report of July 2010

13. Burrillville Conservation Commission: No report

14. Ordinance Subcommittee: Meeting of March 13, 2010

- 15. Redevelopment Agency: Meetings of May 25 and June 22, 2010**
- 16. B-PAC: No report**
- 17. Personnel Board: Meeting of June 8, 2010**
- 18. Screening Subcommittee: Meeting of May 17, 2010**
- 19. Budget Board: No report**
- 20. Burrillville School Committee: Meetings of May 11 & 24, 2010**
- 21. Emergency Management Agency: Report of August 4, 2010**
- 22. Public Safety Committee: No report**
- 23. Charter Review Commission: No report**
- 24. Rubbish & Recycling Committee: No report**

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

11. Additional Business:

10-206 VOTED to grant a request for executive session from Michael C. Wood, Town Manager, pursuant to Rhode Island Open Meeting Law [§42-46-5(a)(5)] for discussion and consideration relative to the acquisition, sale or exchange of real property: Assessor's Map 34, Lot 57 and Map 69, Lots 1 and 2;

and from Nancy F. Binns, Town Council President, pursuant to Rhode Island Open Meeting Law [§42-46-5(a)(1)] to discuss job

performance of Michael C. Wood, Town Manager.

Note: Michael C. Wood was duly notified in advance in writing of this request for Executive Session; he was notified and advised that he could require that the discussion be held at an open meeting.

Motion by Councilor Wallace F. Lees. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

There was a recess before executive session.

The Town Council returned to open session at 8:49 P.M.

VOTED to seal the minutes of executive session noting that one vote had been taken.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

VOTED to reimburse Mr. Wood for the insurance premium co-pays

that he has made; and to note to the treasurer's office that no co-pays are required as long as Mr. Wood is under the municipal plan; the co-pay reimbursement should be effective when he changed to the BC/BS, HealthMate Variable 100/80 Plan.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Norman C. Mainville. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

12. VOTED to adjourn at 8:50 P.M.

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville.

The meeting was recorded.

Louise R. Phaneuf, Town Clerk